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In re Reissue Application of
Andreas Winter et al.
Appl. No. 08/324,260
Filed: October 17, 1994
For: METALLOCENES CONTAINING
LIGANDS OF 2-SUBSTITUTED....

In re Reissue Application of
Andreas Winter
Appl. No. 08/895,909
Filed: July 17, 1997
For: METALLOCENES CONTAINING
LIGANDS OF 2-SUBSTITUTED....

In re Reissue Application of
Andreas Winter et al.
Appl. No. 08/895,950
Filed: July 17, 1997
For: METALLOCENES CONTAINING
LIGANDS OF 2-SUBSTITUTED....

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**SPECIAL PROGRAMS OFFICE
DAC FOR PATENTS**

LETTER
REGARDING
37 CFR 1.177

The above-identified applications are divisional reissues of U.S. Patent No. 5,276,208, and have been referred to the Office of the Deputy Assistant Commissioner for Patent Policy and Projects pursuant to MPEP §1451. This letter is being made of record in each of the applications.

The provisions of 37 CFR 1.177 currently require that all divisional reissue applications issue simultaneously. However, in view of the recent CAFC decision of *In re Graff*, 42 USPQ2d 1471 (Fed. Cir. 1997), PTO policy has been modified, and the requirement of 37 CFR 1.177 for simultaneous issuance is *sua sponte* hereby waived under 37 CFR 1.183.

Applicant is called upon to cross-reference the multiple divisional reissue applications in the first line of the specifications of the respective applications.

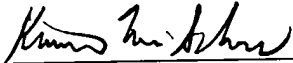
Applicant should carefully compare the claims of the multiple applications for consideration of possible double patenting

Appl. No. 08/895,950
Art Unit 1713

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issues and their effects.

The above-noted applications are being returned to Technology Centers 1600 and 1700 for examination.



Kenneth M. Schor
Senior Legal Advisor
Office of the Deputy Assistant Commissioner
for Patent Policy and Projects